

DESIGN**DEVELOP**

DONALD D. BERMENT

HOUSING SPECIALIST, NGA, DVC.

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DELIVER

Date: **Tue/3/May/2016**

Our Ref: **guide/req/-1/16.**

Your Ref:

St. George West CMOH,
3 Jerningham Place,
Belmont,

Subject: Request for Advice on the Procedure in Applying for Liquor Licence Health Approval.

Dear Sir/Madam,

I have been assisting business places over the years in their applications to obtain approval from the Magistrate's Court to get new licenses and renew their old liquor licenses, with one authority I interact with being the Regional Health's, County Medical Officer of Health.

This year my client Niang Di Wu of Welcome Inn Mini Mart, situate at No 73 Saddle Road, Maraval, had an unpleasant response from Inspector Cuffie and a very long delay in obtaining your approval for the Court, attending 3 Court hearings to date, the final will be this Thursday 5th May 2016 and the approval was paid for today, Tuesday the 3rd day of May 2016..

Mr. Cuffie's concern was that my client had a kitchen and was selling cooked food, and he had a meeting with Ms. Di Wu and advised her to get a Special Restaurant Licence and close the entrance to the kitchen from the Mini Mart and open it from outside.

My client is a young mother of 2, starts work at 6am and leaves at 7pm. She prepares breakfast, lunch and dinner for herself and children from her domestic kitchen at No 73 Saddle Road, Maraval and was having extra items for sale.

She has since stopped the sale of the extra items and is now taking care of herself and 2 children.

I have enclosed the relevant documents to view what has been the history of this matter and require guidance in preparing for next year's application. Said Documents are as follows:-

Document 1: My authority to act as Agent for Niang Di Wu (done for all my clients annually).

EDUCATION**WITH****SERVICE**

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Document 2: No 73 Saddle Road, Maraval 2015 Certificate of Registration, noting what she was authorized to sell.

Document 3:- the Schedule 1 Application for 2016, hand submitted Fri/29/Jan/2016 in Belmont, again noting what she is applying to do at No 73 Saddle Road, Maraval, with approval now granted.

Document 4: 4 pages from the Liquor Licence Act Chap. 84:10, noting Sect. 18 (5) under Part IV, Procedure for Obtaining a Licence and Sect. 35. (1), under Part V, Powers of Licensees, and altogether indicating Ms. Di Wu power to act as she has been doing.

Document 5: a page from Ms. Di Wu Lease Agreement giving authority to operate a Grocery, not a Special Restaurant as is advised by Mr. Cuffie.

Document 6: pages 3 and 5 of Customs and Excise Division, Guidelines for persons dealing in the sale of intoxicating liquor, indicating what is the Spirit Grocer and Special Restaurant Licence Holders authorized to do.

Document 7: are my 2 page guidelines from the Ministry of Health web page about Public Health Inspectors and what they do.

What the above indicates is that Ms. Di Wu has to get approval from the Landlord to open a Special Restaurant at No 73 Saddle Road and Town & Country Planning approval to do same, after making the changes to accommodate Special Restaurant status, and then do a new application to the Court and elsewhere. Actions she is not prepared to take at this present time.

I therefore respectfully request any correction of and/or approval in my manner of dealing with the County Medical Officer of Health for the future, in Port of Spain or elsewhere.

Yours respectfully,

Signed.....Housing Specialist/NGA/DVC.
Donald D. Berment.



Welcome Inn Mini Mart

No 73 Saddle Road—Maraval.



Tel: 1-868-628-2977—Fax:.....Email:.....

NOTICE OF APPOINTMENT IN A SPECIAL AGENCY

2016

Date: Tuesday, 26 January 2016.

To the County Medical Officer of Health, St. George West.

For the Licensing District of County St. George West—2016—2017 Session.

I the undersigned NIANG DI WU, Grocer and Owner of WELCOME INN MINI MART Business No 58-136 situate at No 73 Saddle Road, Maraval in the Diego Martin North East Constituency, hereby advise the County Medical Officer of Health for the Licensing District of County St. George West that DONALD D. BERMENT, my employee has been appointed SPECIAL AGENT for the purpose of representing my interest in obtaining the RENEWAL of the SPIRIT GROCERS LICENCE, No 38454, for NIANG DI WU at No 73 Saddle Road, Maraval, for the 2016 to 2017 Licence Term.

MR. BERMENT is authorized to submit and receive all documents relevant to the obtaining of said SPIRIT GROCERS LICENSE RENEWAL and liaise with all bodies, institutions etc., in the furtherance of this SPECIAL AGENCY.

MR. BERMENT is further authorized to HIRE and INSTRUCT any ATTORNEY-AT-LAW, if and when a QUESTION OF LAW arises in the pursuit of this SPECIAL AGENCY and the said Medical Officer for the District of County St. George West, requires a legal opinion.

Any and all consideration granted my SPECIAL AGENT DONALD D. BERMENT by the County Medical Officer of Health for the Licensing District of County St. George West, including allowing his appearance as my SPECIAL AGENT will be greatly appreciated. MR. BERMENT'S Cell is 383-6184, Home 637-0924, email: victorberment@yahoo.com and Business Registration No. BN 82-270 and copy of his ID card is attached.

I hereby revoke any previous AUTHORISATION to do the said ACT abovementioned by any other person.

Thanking you in advance for your kind consideration.

Signed.....Grocer/Owner—Date 26/Jan/2016.

Niang Di Wu.

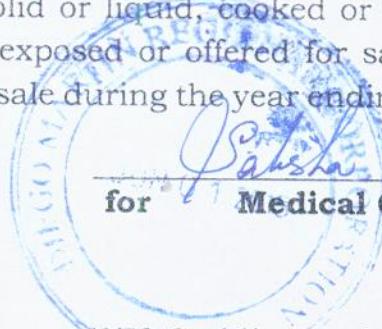


No: 73

DIEGO MARTIN REGIONAL CORPORATION
PUBLIC HEALTH
CERTIFICATE OF REGISTRATION
2015

Public Health - Revised Ordinance, 1940 - Chapter 12 No. 4 Sec. 156

I CERTIFY that the place hereinafter described, is registered as a retail shop or place where any article of food whether solid or liquid, cooked or uncooked, intended for human consumption, may be sold, exposed or offered for sale or deposited for the purpose of sale or for preparation for sale during the year ending 31st December, 2015.



for **Medical Officer of Health**

Particulars

1. **Situation of Premises** #73 Saddle Road,
Maraval
2. **Description of Premises** Spirit Grocer
3. **Name of Owner** Niang Di Wu
4. **Address of Owner** #73 Saddle Road,
Maraval

Submitted Fn/29/Jan/16 @ Belmont

LHA-2

SCHEDULE 1

APPLICATION FOR THE REGISTRATION OF A RETAIL SHOP OR PLACE
WHERE COOKED OR UNCOCKED FOOD ETC., IS SOLD, DEPOSITED, EXPOSED
OR OFFERED FOR THE PURPOSE OF SALE FOR HUMAN CONSUMPTION.

27/01/2016

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To: The Secretary of Local Authority.

I, NIANG DI WU of NO 73 SADDLE ROAD-MARAVAL do
hereby apply, in pursuance of the By-Laws made in that behalf, for the registration of the
place hereinafter described as a retail shop or place for the sale, preparation, deposit,
exposure or offer for sale of cooked or uncooked food, etc., in the Rural Sanitary District
of **ST. GEORGE WEST**.

PARTICULARS

1. Situation of premises and description of the proposed place NO 73 SADDLE ROAD - MARAVAL
WELCOME INN MINI MART
2. Name & surname of owner INDRA DE NOBREGA
3. Address of the owner of the premises LOT 9 ROAD RESERVE, OFF THIRD
STREET, SADDLE ROAD, MARAVAL

Phone#: 628-2977
383-6184

X NIANG DI WU
Signature of Application

NO 73 SADDLE ROAD - MARAVAL
Address of Applicant

(3) Each authorised officer shall within fourteen days after the end of each calendar month submit to the Comptroller a return of all licences issued by him during that month.

(4) The Comptroller shall keep a register of all licences granted under this Act.

Licensing sessions.
[18 of 1984
6 of 1993].

18. (1) Sessions for the granting of certificates for the issue or renewal of licences shall be held four times a year on convenient days to be appointed by the licensing committee in each licensing area or district, as the case may be, and any such session may, at the discretion of the licensing committee, be adjourned, either generally, or, as respects any particular applications, to such other days as the licensing committee shall think fit.

(2) Subject to the provisions of this Act, the licensing committee may, at such session, or at any adjournment thereof, grant such certificates to such persons and in respect of such premises as the licensing committee in the exercise of its discretion thinks proper.

(3) The Minister in the exercise of his discretion may direct any licensing committee to appoint and hold a special session at any other date provided a fee of one hundred and fifty dollars is paid in respect of each application considered at any such special session.

(4) The licensing committee in the exercise of its discretion may at any licensing session, or at any adjournment thereof, examine any person who in the opinion of the licensing committee is able to give any evidence relevant to the application before it and for that purpose may summon that person to appear before it.

(5) Any person who is entitled under this Act to apply for, or to object to, the grant of a new licence, or the transfer or renewal of a licence, may appear before the licensing committee in person or by an Attorney-at-law.

Secth 18(5)

may (shall)

may, on reasonable cause being shown, extend the period of twenty-eight days by notice in writing.

Transfer to other premises.

32. Any person having a licence may apply to the appropriate licensing committee for leave to transfer his licensed trade from his licensed premises to other premises within the same licensing district. Seven days notice shall be given of the hearing of such application by the Secretary of the licensing committee to the Comptroller and also to the police officer in charge of the district, and the same may be opposed by any Officer on the ground that the premises to which it is proposed to transfer the licence are not suitable for the carrying on of such trade, or on any other proper ground. No such transfer shall be granted except upon payment of the fee set out in the Second Schedule.

Second Schedule.

Transfer notice.

33. An application for transfer of a licence may be made at any time on ten days notice in writing of the application, to be given to the Secretary of the appropriate licensing committee, and shall be published in the *Gazette*.

Transfer of licence lost or withheld.

34. Where an application is made for the transfer of a licence, the licensing committee, in the event of the licence being lost or mislaid or wilfully withheld by the holder thereof, may receive a copy of such licence and deal with it as provided above in case such licensing committee is satisfied that the licence is withheld by some person without any legal right to withhold the same.

Persons authorised to act under licence.
[18 of 1984
6 of 1991
6 of 1993].

*Benard
Taqmat*

PART V

POWERS OF LICENSEES

35. (1) The authority given to any person by any licence in respect of any premises shall extend, in respect of such premises, to his servant, or his wife or a member of his family resident with him.

(2) Any licence issued under this Act authorising any sale of, or dealing in, or retailing of spirits, shall be deemed to extend to any intoxicating liquor, and any licence issued under this Act authorising any sale of, or dealing in, or retailing of wine shall be deemed to extend to beer.

POS | SanFdo | Outside of

TYPES OF LIQUOR LICENCES

(1) **SPIRIT RETAILER**

45⁰⁰ | 45⁰⁰

~~3375.00~~ 4500.00
TOWK
3375.00

A spirit retailer's licence shall authorise sale of intoxicating liquor in any quantity for consumption either **on or off the licensed premises**, any day ^{anytime} *anywhere*.

(2) **WINE RETAILER**

1125 | 1125

337.50

A wine retailer's licence shall authorise the sale of wine and beer in any quantity for consumption either **on or off the licensed premises**, any day **anytime**.

(3) **SPIRIT GROCER**

45⁰⁰ | 45⁰⁰

18⁰⁰

A spirit grocer licence shall authorise the sale of intoxicating liquor for **consumption off the licensed premises only**, in any quantity (only in bottles), any day **anytime**.

(4) **WINE MERCHANT**

675.⁰⁰

675.⁰⁰

675.⁰⁰

A wine merchant's licence shall authorise the sale of wine or beer only, for **consumption off the licensed premises only**, and in quantities of not less than 3.4 litres (0.75 gallon) of wine, or 6.8 litres (1.5 gallon) of beer at one time, any day **anytime**.

POS | Sanfdo (Outside of)

(7) **HOTEL SPIRIT/ SPECIAL HOTEL/ RESTAURANT/ SPECIAL**

RESTAURANT

A hotel spirit licence, a special hotel licence, a restaurant licence, a special restaurant licence shall all authorise the sale of intoxicating liquor in any quantity to be consumed on the premises only, on any day, at any time, but for the consumption by persons as follows:

Hotel Spirit - persons lodging at the hotel or taking a meal therein.

2250	2700.00
up in rooms	more 150

Restaurant - persons taking meals in the restaurant for consumption at such meals.

2375.00	3375.00	2250.00
---------	---------	---------

3375-

POS - ASR.

Special Restaurant/ Special Hotel - To persons whether or not taking a meal or in the case of special hotel whether or not lodging

NOTE

For the purposes of the Liquor Licences Act 84:10, "house" and "premises" include every room and place under the same roof or within the same curtilage, occupied with or as appurtenant to any house, premises, room or place.

Special	Hotel
15.00	45.00
16-49	5625.

50 - 150	6750.
more 100	9000.

**Your attention is drawn to the following sections of the
Liquor Licences Act 84:10 :**

Section 60:

Every person who knowingly sells or allows any other person to sell any description of intoxicating liquor to any child apparently under the age of sixteen years whether for his/her use or not, shall incur a penalty of two thousand (\$ 2,000.00) dollars

rights or claims on the said property. Further, all such repairs shall be monitored, supervised and approved by the Landlords before commencement and throughout until satisfactory completion thereof.

- (j) Not to use or occupy the demised premises nor permit the same to be used or occupied otherwise than as for the business of a Grocery without the prior written consent of the Landlords (such consent not to be unreasonably withheld in the case of any business use which is not in conflict with of the provisions of this Agreement) and to comply with and observe regulations by-laws and provisions now or hereafter to be made by any local or any other authority touching the safety or health of the persons occupying or using the demised premises.
- (k) Not to do or permit or suffer to be done on the demised premises or any part thereof any act or thing which may be a nuisance annoyance or damage to the adjoining or neighbouring owners or occupiers.
- (l) Not to do or permit to be done anything whereby the policy or policies of insurance against damage by fire on the Building may become void or voidable or whereby the premium thereon may be increased.
- (m) Not to assign underlet or part with the possession of the demised premises or any part thereof without the prior written consent of the Landlords such consent however not to be unreasonably withheld or denied in the case of a responsible person or corporation.
- (n) At the expiration or sooner determination of the said term to yield up the demised premises in such good and substantial repair as shall be in accordance with the Tenants' covenants hereinbefore contained.

3. The Landlords hereby covenant with the Tenants as follows:

- (a) That the Tenants paying the rent hereby reserved and observing and

Public Health Inspection

The mission of Public Health Inspection is to identify and assess risks to human health in the environment and use whatever methods which are reasonably practicable in order to control or eliminate these risks in a manner that would have minimal negative impacts on the environment.

DUTIES

- Inspection of premises to identify nuisances and environmental hazards
- Surveillance of solid waste management systems and disease vectors (rodents, mosquitoes, flies, etc)
- Inspection of factories, workshops, farms, schools, health facilities, public buildings, residential homes, day care centres, etc.
- Inspection and registration of food handlers and premises.
- Inspection and registration of personal care facilities such as barber shops, tattoo parlors, massage parlors, etc.
- Inspection of potable water sources and public swimming areas such as pools, rivers and beaches.
- Monitors waste management and disposal systems.
- Processing of building applications and layout plans.
- Enforces public health laws, legislation and by-laws.
- Provides lectures and presentations to communities and schools.

QUALIFICATIONS

- Recommended CXC CSEC / GCE O'level courses inclusive of Mathematics, English Language and a Science subject.
- Associate Degree in Environmental Health.

PROFILE

- Good communication skills
- Ability to work independently and with minimal supervision
- Knowledgeable in the field of Public Health
- Enquiring with an eye for detail
- Confidential
- Fair, impartial and tolerant of other persons belief and cultures
- Works well
- Honest
- Well disciplined
- Problem-solving skills
- Must be able to integrate religious belief with the requirements of Public Health

"We are Public Health Inspectors, members of the Primary Health Care Team approach, who are functioning under the Environmental Health Division of the Ministry of Health. Our role in preventative medicine as it relates to the environment resulted in a mission statement which clearly states that our roles include being committed to monitor, regulate, improve, maintain and adequately safeguard the public health and environmental health of Trinidad and Tobago sustained effective public health and environmental health services."

What do we do?

"Public Health Inspectors perform many functions on a daily basis. Our main responsibilities are:

- Monitoring of environmental conditions to identify and control risks to human health
- Investigation of public health complaints and abatement of nuisances
- Monitoring of wastewater treatment and disposal systems
- Monitoring of drainage systems
- Monitoring solid and liquid waste management and disposal systems
- Inspection of schools, homes for the aged, health centers, hospitals and other residential care facilities.
- Inspection of factories, workshops, garages, public buildings and other commercial establishments
- Inspection of hotels and guest-houses
- Inspection, monitoring and registration of food establishments
- Conducting lectures on public health matters to various groups including food handlers

- Registration of food handlers
- Inspection of building plans and layouts to ensure compliance with public health requirements
- Monitoring and sampling of water supplies
- Inspection of meat at abattoirs
- Inspection of containerized cargo (foods) at ports, and/or premises of importer
- Surveillance at ports to prevent the introduction and exportation of disease and vectors
- Identification and control of disease vectors in the general environment
- Collaboration with other agencies to address environmental/public health issues
- Enforcement of public health laws, regulations and bye-laws"

Who can access our services?

"The general public including members of other private and public organizations"

How can one access our services? Our services can be accessed through the following:

- County Medical Officer of Health (CMOH) offices located in each County. [**Click here for office locations and telephone contact numbers.**](#)
- The Insect Vector Control Division. [**Click here for office location and contact numbers**](#)
- Port Health - Piarco International Airport
Phone: (868)-669-5874
- Port Health (Sea Port) - Port-of-Spain
- Port Health (Airport) - Tobago
- Port Health (Seaport) - Tobago

CHAPTER 98.
PUBLIC HEALTH.

AS ORDINANCE RELATING TO PUBLIC HEALTH.

[1st January, 1917.]

DIVISION OF ORDINANCE.

PRELIMINARY

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PART XVIII. (a).

HOTELS, RESTAURANTS, SHOPS WHERE FOOD IS SOLD BY RETAIL, AND HUCKSTERS.

*Hotels,
restaurants,
and shops.*

156. A local authority may make bye-laws for all or any of the following matters, that is to say:—

- (1) The inspection of hotels, restaurants, retail shops, and places where any article, cooked or uncooked, and intended for human consumption, is sold, exposed or offered for sale, or deposited for the purpose of sale or of preparation for sale;
- (2) The cleanliness and disinfection of the premises, and of all instruments, appliances, furniture, utensils, fixtures, and accessories used in connection with the business carried on in any hotel, restaurant, retail shop, or other such place;
- (3) The protection from contamination by dust, flies, and otherwise of all articles intended, exposed, or offered for sale for human consumption in such hotels, restaurants, retail shops, and other places;
- (4) The precautions to be taken against the spread of infection or communication of disease from, to, or amongst persons on such premises, whether occupiers, employees, employers, guests, or customers;
- (5) The painting, varnishing, distempering, or limewashing of the inner and outer walls, and of all fixtures, counters, shelves, doors, windows,